sioner Clements Says

Imprisonment of Prominent

Railroad Men Is Needed.

WOULD DO MORE GOOD

Commissioner Lane Hints at

Criminal Prosecution.

Chicago, May 27 .- A dispatch to the

The interstate commerce commission

has entered upon a more radical policy

Commissioner Clements said yester-

One of the most wholesome things

'It would not be necessary to put in

hesitate to jeopardize their positions and

Questions of criminal prosecution by

send somebody in the railroad world to jail?" he replied:

If the railroads comply with the law we will get on most harmoniously. But if

the law is broken, then there will be 'Do you intend to have Edward H.

KILLED HIS COUSIN.

Discharged Pistol That He Did Not

Know Was Loaded.

"I'm shot! I'm shot! Send for a doc-

He lived about three minutes.
The shooting occurred at C. C. Frisbey's residence, Twenty-seventh street and the Big Blue, just after 6 o'clock.

"I hope that it will not be necessary.

Tribune from Washington says:

TOPEKA, KANSAS, MAY 27, 1907.

MONDAY EVENING.

TWO CENTS

Judge Pollock Investigating Kansas City Seizures.

Agent for Receivers Arrested Delivery Agents.

DID THEY MAKE SALES

in Case.

State Attorneys Admit They Can't Stop Deliveries.

"N. V. Reicheneker, scapegoat, seems to be the probable verdict in the from their wagons. socalled Trickett injunction case being heard before Judge Pollock in the United States circuit court today.

Reicheneker was the agent of the three brewery receivers, and it seems that it was Reicheneker who gave the orders for the arrest of the drivers of Missouri beer wagons found doing Missouri beer wagons found doing in Kansas City, Kansas. Reicheneker proceeded to take pos-session of the wagons, horses, beer and all in the name of the state supreme

t was this action on the part of Reicheneker that caused the Kansas City Breweries company to go be-fore Judge Follock some days ago and get a temporary restraining order to protect the beer wagons from the Kan-

s officers. Hence there is not likely to be any serious results from what for a time seemed to be an embarrassing clash of authority between state and federal

It was admitted both by the attorneys for the state and for the brewery that Mr. Reicheneker had no author-

rity to interfere with the "common carriers" engaged in delivering beer to thirsty Kansans.

"I would like to inquire," said James H. Harkless, one of the attorneys for the Kansas City Breweries company, "whether the defense claims the right to interfere with interstate the said transmitted by actions, as alleged in our bill?"
S. Keplinger of Kansas City, C.
S. wartner, said: "We

W. S. Replinger of Ransa We Trickett's law partner, said: "We do not question the right of the breweries to engage in legitimate interstate commerce. But we think they doing an illegitimate business g with a legitimate. I want to however, that I think in view of court could not do otherwise than grant the application for the tempo-

rary restraining order."

"I am glad." said Judge Pollock,
"that counsel is manly enough to
make that statement. Some people
have been inclined to question this
action, and have gone so far as to try
this case outside of the court. This
court has never gone further than to "I am glad," said protect people lawfully engaged in in-terstate commerce. When they step beyond they are outside the protection of this court. These defendants say they have no desire to interfere with interstate commerce, and no order of

this court will protect the plaintiffs in the violation of state law."
"We won't want to appear so ig-norant as to interfere with such a funcommerce law," said Mr. Keplinger,
"Then why do you object to the
granting of an injunction"" inquired

Simply because we do not want to

to injunction when we are not con-tending for the right to do what is en-joined, replied Mr. Keplinger.

Couldn't Stop the Proceedings.

The state tried to have the proceed-ings knocked out of court without tak-ing any testimony, claiming that the indications were that the breweries were simply trying to get hold of the names of witnesses against the men accused of running joints on wheels while nominally delivering "interstate orders." But A. L. Berger, one of the attorneys for the brewers read an affidavit showing that Reicheneker, the agent of the brewery receivers, had secured the assistance of the Kansas City police in making seizure of beer was ponn.

sented." said Judge Pollock.

Mr. Berger then read a long collection of affidavits for the brewers and of the severity of the one last night of the severity of the one last night has occurred. On the lith of May, 1891, has occurred. On the lith of May, 1891, was recorded but it was W. Trickett started in with the read-ing of counter affidavits on behalf of ite state. This reading was interrupt-

the state. This reading was interrupted by the adjournment of court at moon and was resumed when the court reconvened at 2 o'clock.

The title of the proceeding is the Kansas City Breweries company against C. W. Trickett, assistant afford ney general, James Porter, sheriff of Wyandotte county, David E. Bowden, chief of police, Joseph Taggert, county attorney, Ralph Nelson, city attorney and N. V. Belcheneker, agent for the receivers of the breweries.

brewery company was repre and by James H. Harkless of the firm of Harkless, Crysler and Histed, and by A. L. Berger. At the state's table sat Attorney General F. S. Jackson, C. W. Trickett and W. S. Keplinger. The hearing commenced at about 10-15 this marging in the commenced at about er. The hearing commenced at about 10:15 this morning in the circuit court

Affidavits for the Brewery Company. The first affidavit read by the attorney for the brewery was that of John Callahan, driver of one of the beer wagons, who was one of those arrested. Callahan denied that he sold rested. Callahan denied that he only delivered beer to parties who were on a list given him at the brewery. He a list given him at the brewery. He said that his transfer wagon was not awned by the brewery—that it was a "common carrier engaged in interstate commerce" and consequently could not be interfered with.

C. E. Smith, bookkeeper for the Kansas City Breweries company, testified that Callahan had been given 54 cases of beer to deliver to a specific list of addresses on the day of the arrest.

H. Jordan, another driver, gave an H. Jordan, another driver, gave an affidavit setting forth that he was acting wholly as a deliveryman for packages sent out by the brewery to Kansas customers. He sold no beer. He said that his wagon, beer and horses were all seized by Reicheneker in the name of the receivers for the brewers, and they kept possession from Wednesday till Saturday. He said that C. W. Trickett's son took the feam to the stable where it was placed under guard.

R. L. Melton, bookkeeper for the

Rochester branch of the Kansas City breweries, told how Jordan has been sent out to deliver the beer. D. D. Bowden, chief of police of Kansas City, Kan., testified that Reicheneker has asked him to issue an order directing the police to seize all beer wagons. Reicheneker claimall beer wagons. Reicheneker claimed that he was acting as agent for the receivers in this request.

"Have the receivers heard of this

der?" asked Judge Pollock.
"It is fair to say," said Mr. Berger, that we have a signed statement from the receivers disavowing having authorized any such action on Reich-

eker's part."
"I never heard of this order of That Appears to Be Only Thing

That Appears to Be Only Thing

In Case.

The Property of this order o

als authority. Trickett Read Counter Affidavits. C. W. Trickett then commenced the reading of counter affidavits on the part of the state. The first one read was a long statement by Trickett him-self, in which he declared that his arrests of drivers were based wholly on the ground that they were selling beer

"sleuths.

Berger.
"In Kansas City, Kan.," replied Mr.

uses against these drivers. Affidavits were presented this afternoon from Jas. Porter, sheriff: David E. Bowden, chief of police; Joseph Tagart, county attorney and Ralph Nelson, city attorney, all declaring that

Sam Miller and C. D. Mercer told of passed following the beer wagons and watching the drivers make sales of beer. Mercer testified that he bought a case of beer about four months ago, and had it de-livered to J. E. Porter and N. V. Reich-eneker. J. E. Prince made a similar statement concerning the purchase

FROST LAST NIGHT.

is not secure from the return of the winter temperatures. A light frost winter temperatures. A light frost or prejudice, that he could give the prevailed over almost the entire state defendant a fair trial. though the damage will be but light matters set forth in this petition, the and that in the lowland and tracts adound special panel will be examined court could not do otherwise than facent to bodies of water. This is the grant the application for the tempolatest date at which there has been a latest date at which there has been a frost in Kansas.

At his point the temperature dropped to 37 which is several degrees higher than, at other points in the state and the frost while plainly discernable this morning did but little if any damage. At Dodge City in the western division the mercury dropped to 30, At Dresden 28. At Baker just to the freezing point. At Manhattan two degrees below that point. At Russell two degrees lower than at two degrees below that point. At Russell two degrees lower than at

The lowest temperature recorded in

reports do not indicate that any great amount of damage has been done by the low temperature or the frost."

The forecast for tonight and Tues-day is, "Increased cloudiness with pos-sible showers over the entire state and a rising temperature." The more ten-der of plant life was nipped in this ocality by last night's frost, but vege-tation in general does not show that it was effected.

one. | garden vegetation of all kind is in all think we will have the proof pre-

a light frost was recorded but it was of the severity of the one Sunday

at night. Warming Up at Last,

At two o'clock today there is nothing to indicate the frosty conditions which prevailed over most of the state last ni ht excepting the drooping tender plant life which was nipped and will have to make a new start. The sun is shining brightly and the mercury has passed the sixty mark by several de-grees and is still climbing. The wind is blowing from the northwest after a lazy fashion and is not making over four miles an hour. The flowers in the beds about the state house which have just been transplanted show the effects of the drop of the mercury last night though they are not so badly damaged that they will have to be replaced. The eal cold streak during last night was just about daylight this morning when the minimum of 37 degrees was reached. The temperatures for today were:

.50 1 o'clock...... .54 2 o'clock.....

M. W. JANES IS DEAD.

Home in Willard.

M. W. Janes, the well-known stock-man of Willard, about fifteen miles from Topeka, was burned to death last right at his home in that place. Mr. Janes went to his room and began work

Second Special Venire in Haywood Case Nearly Exhausted.

Surprising Amount of Opposition to Capital Punishment.

ONE JUROR IS FOXY

Causes Repeated Quarrels Between Opposing Consel.

Boise, Idaho, May 27 .- Five of the few remaining talesmen of the special Mr. Trickett then started to read the venire in the Steunenberg murder affidavit of W. Miller, one of his case were in order disqualified, when the trial was resumed this morning. "Where does this man live?" asked Three of them were opposed to capital punishment, one was against hanging a man on circumstantial evidence and the other had an irremovable opinion

The sixth talesman, Harmon Cox, veteran of the civil war, pioneer of the gold rushes of the '60's and now retired from farming, his last occupations. Two objections from the state were sustained by Judge Wood and as many exceptions gold rushes of the '60's and now retired from farming, his last occupation, consumed nearly all of the morning session and involved Clarthey had not in any way attempted to interfere with the delivery of beer orders. John Wolf, as under sheriff, made a similar affidavit.

Senator Borah in a series of amusing quarrels. The talesman seemed slow of thought, and after the state had cassed him for cause, the defense promptly started out to disqualify him. Senator Borah kept up a fire of

objection and opposed the repeated challenges of the defense.

Mr. Darrow openly charged that the talesman was incompetent to try a man for his life, and asserted that the state itself could not want him on the jury. Darrow and Borah stood up before the jury and fenced through the examination which ran all the shades of opinion and impression as Darrow and Borah stood ew Weather Record—Mercury Drops
to 37 Here.

Again the mercury over the state with a big drop as a reminder that he always came book to the case but he case but he always came book to the case. took a big drop as a reminder that he always came back to the assertion summer is not here and that plant life that his mind was free from an opin-is not secure from the return of the ion as to the guilt or innocence of the accused, that he was free from blas.

> The remaining talesmen of the sec venire.

Proceedings in Detail.

With twenty-six people, including twelve talesmen, seated inside the bar, as spectators, the trial of William D. Haywood, charged with the mur-der of former Governor Steunenberg, opened today for the thirteenth day. Immediately after the preliminaries of the opening of court the state took up the examination of S. M. Joplin, who was called to the seventh chair just as court adjourned on Saturday after-

Kansas was at Mackville on the Santa Fe in the central portion of the state, where the mercury dropped to 26, with a rather heavy frost accompanying the drop in temperature.

In the course of his examination Joplin said that he was opposed to capital punishment.

"I presume the state will pay no attention to that disqualification," said Clarence S. Darrow, counsel for the In the course of his examination Jop-

with a rather heavy frost accompanying the drop in temperature.

"An area of high pressure drifted and form the north and is the cause of the fall in temperature and the accompanying frost," said the weather companying frost," said the weather observer this morning, "though our reports do not indicate that any great amount of damage has been done by tention to that disqualification," said of mind as he had towards the Defendance of mind as he had towards the Defendance of the design and the Big Blue, just after 6 of clock. Said that he would and no amount of the question and the Big Blue, just after 6 of clock. And the promise that he would and no amount of the question and the Big Blue, just after 6 of clock. Mr. Darrow challenged again when the just of the question as the just of the question and the Big Blue, just after 6 of clock. Mr. Darrow challenged again when the just of the question as the just of the qu a rancher and at one time a miner and member of the Western Federation of member of the Western Federation of Miners, was next called. Williamson worked in a mine at Sil-

ver City some nine years ago. He la-ter gave up mining and severed his connection with the Western Federation of Miners because, he said, "they told me I was getting too old for the mine, so I gave it up and went to farm-

ing."

Williamson proved a somewhat refreshing change from the run of talesmen under examination for cause. He said that since he had been called as a juryman he had not allowed people to talk of the case in his hearing; that he had formed no definite opinion as to the guilt or innocence of Haywood and was prepared to believe him innocent until he was proved builty. The cent until he was proved builty. The state was progressing along the line of qualification for cause and when just about to pass the talesman, William-son caused much amusement by quietson caused much amusemently interjecting the remark:

Opposed to Capital Punishment.

"I want to say that I am opposed to apital punishment."

He was quickly disposed of and Jake Bingman, a fermer of Boise, was disposed of for the same reason.

W. S. Bruce, a bank cashier of Boise, was the fifth talesman called inside the first half hour. When asked if he knew of any reason why he should not serve, of any reason why he should not serve, Bingman, a fermer of Boise, was dis-posed of for the same reason. W. S. Bruce, a bank cashier of Boise, was the fifth talesman called inside the

first half hour. When asked if he knew of any reason why he should not serve, Bruce said:

"I would not under any circumstances convict a man where the penalty is death, on circumstantial evidence."

Ira L. Alken, a rancher, was the next talesman drawn and was under examination by the state for the case when court took recess until 1:40 p. m.

On further examination he said he ould not take the oath as a juror colding these views. He was challenged

by the state and excused.

Harmon Cox, a retired rancher, who had worked as a carpenter in Iowa, Wyoming and Nevada was passed for cause by the state and his examination defense was taken up by Clar ence Darrow.

In reply to questions as to his relig-ion Cox said he was at one time a Baptist and later a Methodist. Twelve years ago he quit the Methodist church and recently became a member of the Christian Scientists, whose church in Lost His Life in Lamp Explosion at Cox said he believed in organized labor as a means of self protection. At the same time he saw no reason why a non-union worker should not take the place of a union striker. He admitted that his two children, a boy and a girl, at present employed by the Independent Telephone company, had taken the places of striking operators during a recent strike in the Boise office.

Cox is Foxy.

Cox is Foxy.

Cox served three years and a half in the union army and rose to the rank of corporal. He was carried through a rigid examination by Mr. Darrow. He was extremely reticent as to the opinion he had formed from reading the news-papers. He had read for instance of the murder of Steunenberg, but did not believe it until it was confirmed by some one he knew.

"Do you believe that Orchard placed dogs.

the bomb that killed Steunenberg?"
"Yes, according to his confession, if
that is true,"
Mr. Darrow endeavored to make the

alesman admit that he believed what he read and formed fixed opinions, but was unable to secure anything on which to base a challenge. Finally Mr. Dar-row turned to the state and said: Interstate Commerce Commis-"Do you want this juror"

"I want him disqualified before higoes off," replied Mr. Borah. The examination continued some-ime and finally Mr. Darrow growing

mpatient, said: mpatient, said:
"I challenge this juror for incompetency. I can't stand here all day rying to get intelligence out of him."
Mr. Borah was on his feet at once

"Let him challenge for something under the statutes. I object to counsel making such speeches."

"Then I challenge him for bias. I

Challenge by Defense Is Denied by the Court.

State should want this juror."

"I will astonish you very often."

quickly retorted Senator Borah. "and you might as well prepare yourself for

Challenge Denied. Judge Wood denied the challenge. Mr. Darrow proceeded and for some minutes Darrow and Borah exchanged verbal shots, the court frequently

in the treatment of corporations which Mr. Darrow showed impatience and persist in violating the law. Senator Borah remained cool, laughingly and rapidly proposing objections and suggestions. The juror himself taking courage from the support from counsel for the state, became more obscure in his replies as Mr. Darrow that could happen would be the putting in jall of some man of prominence in the railway world. It would do more than anything else to bring about bet-ter conditions. taken by the defense. It was quite jail all the men who ought to be there Just let one or two who hold high posievident that the talesman was persona non grata to the defense. Finally Mr. Darrow said: tions in the social and business world be put behind bars. This would act as a powerful deterrent for many would

"Have you any special desire to sit 'No sir.

'Sure of that?' 'Quite sure.

"Quite sure."

Quickly changing the subject, Mr. Darrow opened a line of questioning as to the effect of Fresident Roosevelt's "undestrable citizen" letter, the expressions from the governor and Secretary Taft, but got no satisfaction. Once more Senator Borah objected and Mr. Hawley took a hand. Mr. Darrow made flat denial of a statement from Senator Borah, who as quickly threw back the denial. back the denial.

back the denial.

Mr. Darrow became angry and hurled a question at the juror, who in turn becoming angry, shouted his reply. Turning to counsel for the state Darrow said:

"Do you intend to have Edward H. Harriman prosecuted?"

"That whole subject is under consideration by the commission. If Harriman has been guilty of any infraction of the act to regulate commerce he will, as a matter of course, be prosecuted—not at all because he is Harriman, but because he is an of-

"Do you want to try a man for his life with a juror of this caibre?"
"Proceed to disqualify him then." laughed Senator Borah, "we know why you don't want him." Mr. Darrow retorted and the court took a hand, directing that the examination proceed. Finally Mr. Darrow secured an admission of opinion formed and challenged for bias. The state resisted, Mr. Darrow, proceeding with his examination. row, proceeding with his examination of Cox, made a determined effort to or Cox, made a determined effort to bring out admission of an opinion formed. The talesman declined to be drawn out and finally in reply to Mr. Darrow's question said angrily:

"Well, you seem to have fixed it that way for yourself."

Cox admitted that he had been a juror in several cases but had not sat

as a special furor in a murder case. He had been a grand juror when in-dictments were found for murder.

"And you are sure that you have no ejudice against this prisoner?"
"I have said so and I say so again," replied Cox angrily.

In reply to the question whether he would be willing to be tried for his life by a juror having the same state of mind as he had towards the Defend-

would be guided by the other 11.

The challenge was again resisted and a remark from Mr. Darrow as to the a remark from Mr. Darrow as to the competence of the juror brought Senator Borah to his feet in defense of the juror as "a good citizen of Ada county, who had answered honestly."
"If you have legal objection to make to this juror put it in and we'll take care of it." sald Senator Borah.

State's Ninth Challenge, Finally the defense passed Cox for cause and the state was called upon to exercise its ninth peremptory chal-lenge. Henry Curtis, the occupant of the ninth chair, and the talesman who had intelligently discussed socialism with Mr. Darrow in the course of his with Mr. Darrow in the course of his examination, for cause was excused at

T. H. Roton, a farmer, was the next te was progressing along the line of diffication for cause and when just to pass the talesman, William-caused much amusement by quietinterjecting the remark:

Opposed to Capital Punishment.

I want to say that I am opposed to ital punishment."

T. H. Roton, a farmer, was the lick talesman called. He was promptly disposed of for cause and William Birch, a farmer came to the uninth chair. Birch said he had an impression and did not think he could dismiss that opinion from his mind." After examination by Judge Wood on that point, however, he admitted that he could, a first cause and william birch.

GAS IS A FAILURE.

Be Shot.

nished by the Humane society. The so-ciety has gone to considerable trouble

Six Millionaires of San Francisco Vic-

tims of Grand Jury.

RICH MEN INDICTED.

I don't blame anyone

ter fell, put his arms around him and repeated over and over: "I didn't mean to do it, Billie! I didn't mean to do it! I didn't know it

was loaded!"
Deputy Marshal Frisbey, father of the dead boy, said that the shooting was accidental.

San Francisco, May 27.—The grand jury Saturday afternoon indicted six millionaires on charges of bribery and attempted bribery, and returned addi-tional indictments against Ruef and

So Condemned Dogs Will Hereafter Schmitz.

Frank G. Drum, Eugene De Sabla.
John Marin. Abe Ruef and Moyar
Schmitz were indicted on fourteen
counts charging that they jointly
bribed fourteen of the supervisors in
the sum of \$750 to fix the gas rate for
1906 at \$5 instead of 75 cents.
G. H. Umbsen. J. E. Green and W.
I. Brobeck and Ruef were indicted on
fourteen counts charging that they
jointly attempted to bribe fourteen of
the supervisors in the sum of \$1,000 That the leaden pill is preferable to the gas capsule for the treatment of dogs which are suffering from non-taxitis, was the verdict of Mayor Green after watching the test Saturday.

It took over half an hour to kill one tank of dogs in the gas box fur-

Jointly attempted to bribe fourteen of the supervisors in the sum of \$1,000 each to vote a trolley franchise to the Parkdale Transit company. J dge Coffey fixed ball at \$1,000 on each of the 126 counts contained in the

twenty-eight indictments.

The grand jury adjourned until June 10, when investigation of alleged bri-bery by the officials of the Home Telephone company and by other persons will be resumed.

ciety has gone to considerable trouble and expense to build the killing box, which is now considered a failure. Saturday afternoon Mayor Green, Humane Officer King and a number of other spectators, stood in the yard back of the city jall, and held the watch on 20 dogs which were piled into the killing vat. The vat has a glass peek hole, and the struggles of the dogs, as they slowly smothered, were plainly visible to the onlookers. The vat was connected with a gas jet in the hospital room, the two wagon loads of condemned canines thrust inside, and the "juice" turned on. It was 36 minutes after the gas had been turned on that the last dog gave up the ghost.

"I do not consider that a humane was the struck of the content of the struck of the content of the struck of the content Los Angeles, Cal. May 27.—Paul Moran, son of Thomas Moran, the New York landscape painter and him-self a portrait painter, died at the county hospital yesterday.

Artist Paul Moran Dead.

"I do not consider that a humane way to kill them." said Mayor Green.
"and hereafter the dogs will be shot."
The gas supply was through a small tube, which might have something to do with the time it took to kill the above the said of the said of

HIT THE WRONG MAN.

William Coleman, a Negro Printer,

William Coleman, a negro printer employed by Nick Chiles, while attempting to shoot a friend named David Beard Sunday night, missed Mr. Beard and shot a total stranger named William Lobe. Lobe was taken to Keith's hospital, and the slight wound in his thigh repaired. He was able to come around to the police station on crutch-

Makes Slight Mistake,

around to the police station on crutch

around to the police station on crutches today.

After making this slight mistake in aim, Mr. Coleman departed, pursued by officers. Doubling on his track,—he knew it was no use to run when the Topeka police were after him,—Mr. Coleman chased down and reported at the police station. He was booked for discharging fire arms in the city. The shooting occurred in front of the notorious negro joint on East Seventh torious negro joint on East Seventh Marines Leave Hong Kong for

NORMAL INSTITUTE.

Shawnee County's School for Teachers to Open June 3.

Arrangements have been completed by John R. Carter, county superintendent of school, for the thirty-first session of the normal institute of Shawnee county, which will be held at the high school building in this city

from June 3 to June 29. The sessions of the institute will begin each morning at 7:30 o'clock and at the conclusion of the four weeks' term examinations for teachers' certificates will be held. Those desiring to enjoy the advantages of the institute many register with the county institute may register with the county superintendent at any time from new until the institute opens. Those who the commission have been delegated to Franklin K. Lane of California. When Mr. Lane was asked: "Are you going to

until the institute opens. Those who are eligible to take the course include all teachers, high school students, graduates of high schools, graduates of common schools and all other persons desiring to teach or review the common branches of study.

Prof. H. L. Miller, principal of the Topeka high school, will be the conductor of the institute, and the instructors who will work under him are Professors A. J. Stout, O. P. M. Mc-Clintock, E. F. Stanley and John R. Carter. Carter.

In a circular on the purposes of the institute and opportunities it affords, which has been issued by Superintend-

ent Carter, is this statement:

"Inducements to take up the profession of teaching are more and greater than ever before The demand for good teachers is constantly increasing and is far beyond the supply. Boards of education are offering an advance in wages in proportion to effiadvance in wages in proportion to effi-ciency and experience."

WHEAT GOES UP.

Kansas City, May 27 .- "Put her right And Stocks Go Down on Reports of Frost in the West.

kansas City, May 2.— Fut her right here!" said William Alma Frisbey, the eldest son of Special Deputy Marshal C. C. Frisbey, last evening, opening his coat and baring his right breast as his cousin Leslie Gifford, 16 years old, was flourishing two revolvers, which he did not know were loaded. Leslie wised the revolver in his right hand. Chicago, May 27.—New high records for the crop were made in the wheat market today, July selling at \$1.03½ and December at \$1.05½. September reached its high mark of \$1.04½, made last week. Killing frosts were reported from parts of the wheat belt of Kansas, and heavy frosts were general over Kansas, Nebraska and Iowa. Even with this way to hold prices the market was raised the revolver in his right hand to his cousin's breast, pulled the trigger and exploded a shell. William stagger-ed backward a few steps and fell, cry-

voiver with which he shot Will Frisbey.

Leslie and Gifford reached Frisbey's
house just as Will Frisbey had gone
upstairs to his room to change his
clothes before attending to some chores
about the place. Leslie showed Will his
new revolver and Will got out a revolabout the place. Leslie showed Will his new revolver and Will got out a revol-ver of his own and the boys compared hem.

All three walked down stairs together, Leslie carrying one revolver in each hand. He began flourishing them around in a spirit of bravado, which led to Will Frisbey's dare and death.

Leslie dropped both revolvers when the one was discharged, and stood for a moment motionless and speechless. He ran to his cousin's side as the latter fell, but his arms around him and Pacific, Amalgamated Copper and the

GIANTS ON A TRIP.

Other Towns.

The Topeka Giants, the ball team captained by Jack Johnson last season, left this morning for a two months' trip through the west. The first game was played today at Seneca and the team will work from there westward to Colo-rado Springs where they will play June

was accidental.
"The boys were fooling with the guns and one of them got shot" he said last night. Then his voice broke. After a moment he added: "It was just boys" Len Chapman and captained by S. Strothers, the former manager and captain, Jack Johnson, being captain of

Motion for Rehearing in Supreme Court Today.

Washington, May 27 .- On behalf of the state of Kansas, Solicitor General Hoyt today entered a motion in the supreme court of the United States for leave to file a petition for a rehearing in the Kansas-Colorado case, which was decided by the court two years ago in the interest of Colorado.

Winslow Voting Machine Here.

L. R. Winslow, of Chicago, is here to demonstrate before the city council, the operation of the Winslow voting machine. This is the machine that is used in Chicago and by the use of the machine the vote in the election was returned to the Daily News one minute after the polls closed. The same machine registers the male and female vote. When there are no nominations under a party, the key is locked so that it cannot cause a mutiliated ballot. The election judges do not have a key to the machine and there is no manner in which the returns can be tampered with.

TAFT TRIP CUT SHORT.

Secretary Will Come No Further Than St. Louis.

Washington, May 27.—Secretary Taft will return to Washington im St. Louis May 20. This change in its plans was made necessary by the action of Oklahoma Republicans who called off the state convention in Tulsa. Winslow Voting Machine Here.

IN REBELLION.

Chinese Outbreak at Wongkong in Uping District.

All Civil and Military Officials Are Assassinated.

YAMENS ARE BURNED.

German Missionary Station Is Destroyed at Lieu Chow.

Scene of Trouble.

Swatow, Province of Kwawtung, China, May 27 .- A rebellion has broken out at Wongkong, in the Uping district of the Chin Chu prefecture, All the civil and military officials at Wong Kong have been assassinated and their

Yamens burned. The local revolutionists, who were joined by natives of the neighboring provinces, concentrated for their attack on the officials without being molested

by the populace. The military commander here has mustered the station guards and started four for the scene of the outbreak. Steps are being taken by the local police to prevent excesses here. The Chinese bankers have organized a

steam launch patrol of the coast to pre-vent piratical attacks on the part of marauders from the seaward.

According to advices received by the German Cable company from Shanghal

disturbances have also broken out at Pakhoi and the situation there, as at Lien Chow, is apparently serious. Rioting at Lien Chow. Berlin, May 27.—According to dis-patches received here from Shanghal and Hong Kong, native rioters have destroyed the German mission station at Lien Chow near Pakhoi. The missionaries escaped. The German gunboat Iltis, reinforced by 20 marines from the gunboat Teingtau has left Hong Kong

for Pakhoi and it is expected that a British gunboat will also be sent to that port Five American missionaries were killed in Lien Chow October 28, 1905, and a hospital and other mission property were destroyed. Indemnity for the loss of life and property was paid by the Chinese government early in January

last year Troops Are Forwarded Canton, China, May 27.—Admiral Li, with the Kwangtah and Meefoo or

board of which are detachments of troops, is proceeding to the scene of the rising in the Uping district. the rising in the Uping district.

Four Americans There,
New York, May 27.—Four missionaries of the Presbyterian board of foreign missions are now stationed at Litr.
Chow, according to a statement made
at the offices of the board in this city
today. They are Rev. John S. Sankle,
who lately returned Lien Chow, after
a furlough in England. The Rev. Reese
F. Edwards and his wife, and Miss
Elda Patterson, They have been in the
mission field so long that their home
addresses are not accessible at the offrosts were general over Kansas, Nebraska and Iowa. Even with this news to holst prices, the market was not especially active after the excited bulge at the opening.

Stocks Are Depressed.

New York, May 27.—An active selling movement which followed reports of frost in the wheat belt carried prices of some of the leading stocks down 3 to 4 points today. Western houses which were concerned in the mission field so long that their home addresses are not accessible at the office of the board in this city.

Since the outbreak of 1905, the Presbyterian missions at Lien Chow have been re-established, but are not connected in any way with the German mission, the destruction of which is reported at Berlin.

No information of the trouble at Lien Chow has been received from the Presbyterian missionaries.

MAKES CARNEGIE ILL.

Frick Plans a Five Million Dollar Gift to Pittsburg.

Pittsburg, Pa., May 27 .- "Fil make you wish you never had been born,"
Henry Clay Frick, in a moment of anger at Andrew Carnegie, is said to have declared to him many years ago. Whether he did or did not say this, Fast Topeka Ball Team Will Visit the developments of today tend to show that Mr. Frick is not paying much attention to the feelings of his

former master. Frick had just decided to erect a building of his own alongside of the magnificent Carnegie institute here, and he will do it on such a scale that the low lying Carnegie institute buildthe low lying Carriegie institute build-ings will look somewhat squalty. While news of Mr. Frick's intentions did not come out until today, Mr. Carnegle learned when he was here at the dedication of his own buildings a month ago that his enemy, Frick, had been allowed to get land close enough

Strothers, the former manager and captain, Jack Johnson, being captain of the Chicago Union this year. A game was played in Topeka Sunday with the "Jenkins" of Kansas City, resulting in a victory for the home team by a score of 9 to 0.

The following is the line up of the team: S. Strothers, catcher; Hicks, catcher; pitchers, W. Norman, W. Anderson and Taibert; third baseman, R. B. Robinson; second baseman, R. B. Robinson; second baseman, J. Norman; first baseman, S. Strothers; left time for this building, which of itself. derson and Talbert; third baseman, R. B. Robinson; second baseman, J. Norman; first baseman, S. Strothers; left field, D. Williams; right field, M. White; center field, W. K. Wakefield.

IRRIGATION CASE AGAIN.

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to pay a cent.

Mr. Frick, it is understood, has always been opposed to Mr. Carnegie's method of increasing the taxes of the people of the city through his immense conditional gifts, and this is one of the things over which Carnegie and Frick fell out years ago.

and Frick fell out years ago. and Frick fell out years ago.

Mr. Frick plans the creation of a building of such beauty and magnitude that it will not only be a worthy rival of the Carnegie library building, but in some respects will eclipse the later edifice, spiendid as it is.